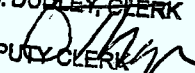


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED

JUL 20 2015

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

UNITED STATES OF AMERICA,)	CASE NO. 5:09CR00018
)	(CASE NO. 5:15cv80835)
)	
v.)	FINAL ORDER
)	
JAMES RICHARD HACKLEY, IV,)	
)	By: Hon. Glen E. Conrad
Defendant.)	Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that defendant's submission titled "DEFENDANTS' MOTION TO HAVE THE GOVERNMENT RE-OPEN PRIOR PLEA AGREEMENT" (ECF No. 168) is hereby **CONSTRUED** as a motion to vacate, set aside or correct the sentence, pursuant to 28 U.S.C. § 2255, and the clerk is **DIRECTED** to docket it as such; this § 2255 motion is hereby **DISMISSED** as successive under § 2255(h) and is stricken from the active docket of the court. Based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right, a certificate of appealability is **DENIED**.

ENTER: This 17th day of July, 2015.



Chief United States District Judge